**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH**

C.R.No.333 of 2007

DATE OF ORDER: 22.1.2007

Jarnail Singh

...Petitioner(s)

Versus

Chander Bhan

....Respondent(s)

**CORUM : HON'BLE MR. JUSTICE M.M. AGGARWAL**

**.*.*.*.**

Present: Mr. R.S. Dhaliwal, Advocate.

**M.M. AGGARWAL,J**

This is petition against order dated 23.11.2006 passed by Additional Civil Judge(Sr.Divn.) Sunam whereby application of the defendant for leading additional evidence by way of cetified copies of the documents was declined.

Trial Court while declining the application observed that this application was made after the case was fixed for leading evidence in rebuttal.

It appears that the suit is for recovery. Documents, which are certified copies, may be admissible without any further proof.

Under these circumstances, it would have been proper for the

trial Court to give an opportunity to the defendant to produce these documents. Plaintiff, now respondent could be burdened with the costs.

One opportunity is given to the petitioner for leading evidence subject to payment of Rs.2000/- as costs to the plaintiff.

January 22, 2007 ( M.M. AGGARWAL )
manoj JUDGE